

Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JOSEPHINE YURCABA, as Personal
Representative of the Estate of Carolyn
Black-Brooks,

Plaintiff,

v.

U.S. BANK, NATIONAL
ASSOCIATION, as Trustee of the Brooks
Family Trust,

Defendant.

Case No. 3:21-CV-05753-TSZ

STIPULATED ORDER OF DISMISSAL

Plaintiff Josephine Yurcaba, Personal Representative of the Estate of Carolyn Black-Brooks and Defendant U.S. Bank National Association (“U.S. Bank”)¹, by and through their respective counsel, stipulate that all claims in the related state court case (Kitsap County Superior Case No. 20-2-01085-18) regarding the Kenneth Brooks Individual Retirement Account

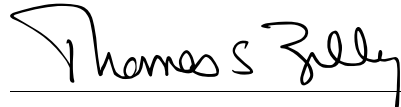
¹ U.S. Bank was erroneously named in this case as “U.S. Bank National Association, as Trustee of the Brooks Family Trust.” While U.S. Bank previously served in that role, a successor has been appointed. ECF Dkt. 15, Declaration of Grady R. Heins, Ex. A & ¶ 2. Because the Complaint appears to allege claims against U.S. Bank in its capacity as Trustee of the Kenneth M. Brooks SEP IRA, U.S. Bank appeared in that capacity in this case. *See* ECF Dkt. 7 (Notice of Appearance).

maintained by U.S. Bank and all claims that were or could have been asserted in this action have been resolved.

Based on the stipulation of the parties, docket no. 31, IT IS ORDERED that:

This action is dismissed with prejudice and without an award of costs or attorney fees to either party.

Dated this 24th day of May, 2023.



Thomas S. Zilly
United States District Judge

Approved as to form:

KITSAP LAW GROUP

/s/William Broughton

William Broughton, WSBA #8858
3212 NW Byron St., Suite 101
Silverdale, WA 98383
Email: bill@kitsaplawgroup.com
Tel: 360.692.6415

Attorneys for Plaintiff

MILLER NASH LLP

/s/C. Marie Eckert

C. Marie Eckert, WSBA No. 50086
KC Lynne Hovda, WSBA No. 51291
3400 U.S. Bancorp Tower
111 S.W. Fifth Avenue
Portland, OR 97204
Tel: 503.224.5858
Fax: 203.224.0155
Email: marie.eckert@millernash.com
kc.hovda@millernash.com

Attorneys for Defendant U.S. Bank
National Association, as Trustee of the
Kenneth M. Brooks SEP IRA, erroneously
named as "U.S. Bank National Association,
as Trustee of the Brooks Family Trust"